

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/749,042 Confirmation No.: 9223
Applicant(s): Jon C. Graff
Filed: 12/30/2003
Art Unit: 3621
Examiner: Nancy Loan T. Le
Title: SYSTEM AND METHOD FOR AUTHENTICATING A TERMINAL BASED UPON AT LEAST ONE CHARACTERISTIC OF THE TERMINAL LOCATED AT A POSITION WITHIN AN ORGANIZATION

Customer No.: 00826

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES (37 C.F.R. § 43.31)**

Applicant in the above-identified patent application hereby appeals to the Board of Appeals and Interferences from the decision dated April 17, 2008, rejecting the following Claims 1-18.

The fee for this Notice of Appeal under 37 CFR § 41.20(b)(1) is enclosed.

- Applicant claims small entity Status.
- A check is enclosed. (\$540.00 for large entity fee or \$270.00 if small entity status)
- Please charge Deposit Account No. 16-0605 for the Notice of Appeal Filing Fee.
- Any additional fee or refund may be charged to our Deposit Account No. 16-0605.
- A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.

Respectfully submitted,



Andrew T. Spence
Registration No. 45,699

CUSTOMER NO. 00826

ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111

LEGAL02/30997309v1

ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON OCTOBER 17, 2008.